

UNITED STATES OF AMERICA
DISTRICT OF MASSACHUSETTS

JOSEPH CRISTOFORO,
Plaintiff

vs.

JULIO LUPO,
FRANK G. COUSINS, JR., Individually and
in His Capacity as Essex County Sheriff, and
CERTAIN UNKNOWN INDIVIDUALS
Defendants

CASE NO: 03-12307 RGS

**DEFENDANT JULIO LUPO'S
REQUEST FOR SPECIAL VERDICT
QUESTIONS**

Now comes the Defendant Julio Lupo, and submits the following request for Special Verdict Questions.

SPECIAL INTERROGATORIES TO THE JURY

Do you find from a preponderance of the evidence:

- 1 That the Defendant intentionally committed acts that violated the Plaintiff's constitutional right not to be subjected to cruel and unusual punishment?

Answer Yes _____ or No _____

[Note : If you answered "No" to Question No. 1, skip the remaining questions and have your foreperson sign this verdict form at the bottom of the next page.]

2. That the Defendant's acts were the proximate or legal cause of damages sustained by the Plaintiff?

Answer Yes _____ or No _____

- 3 That the Plaintiff should be awarded damages to compensate for physical pain and suffering?

Answer Yes _____ or No _____

If your answer is "Yes,"
in what amount?

- 4 That the Plaintiff should be awarded damages to compensate for emotional injury (Note: This can be awarded only if it is accompanied by more than minimal physical injury)?

Answer Yes _____ or No _____

If your answer is "Yes,"
in what amount?

- 5 That the Plaintiff should be awarded \$1 in nominal damages?

Answer Yes _____ or No _____

- 6 That the Defendant acted with malice or reckless indifference to the Plaintiff's federally protected rights and that punitive damages should be assessed against the Defendant?

Answer Yes _____ or No _____

If your answer is "Yes,"
in what amount?

SO SAY WE ALL.

Foreperson

DATED: